

New South Wales Police

H [REDACTED]  
BAIL CAN**FACTS SHEET**

**Offender** : KELLIE, Moses  
**Address** : CENTENNIAL PARK  
 : CENTENNIAL PARK, NSW, 2021  
**Nationality** : Unknown **D.O.B** : 05/04/1985  
**Occupation** : Unemployed **CNI No.** : [REDACTED]

**Seq. No.** **Offences**

<b>1 .</b> <b>Act</b> <b>Section</b>	Custody of knife in public place Summary Offences Act 1988 11c(1)(A)	<b>Law Part</b> : 28297
<b>2 .</b> <b>Act</b> <b>Section</b>	Goods in personal custody suspected being stolen (not m/v) Crimes Act 1900 527c(1)(A)	<b>Law Part</b> : 44591
<b>3 .</b> <b>Act</b> <b>Section</b>	Assault occasioning actual bodily harm T2 Crimes Act 1900 59(1)	<b>Law Part</b> : 243

**ARRESTING OFFICER**

**Name** : CON KIM NORRIS  
**Station** : EASTERN SUBURBS

**Name** : CON CORINNE MCDONALD  
**Station** : SYDNEY CRIME SCENE

**Name** : DETSGT MICHAEL TODD  
**Station** : EASTERN SUBURBS

**Name** : DET PAUL JONES  
**Station** : EASTERN SUBURBS

**INFORMANT**

**Name** : DET PAUL JONES  
**Station** : EASTERN SUBURBS

**ACCEPTING OFFICER**

**Name** : SGT SARAH BASSETT  
**Station** : Eastern Suburbs  
**Date** : 17/10/2009

**COURT**

**Court Name** : Batemans Bay Local Court  
**Court Date** : 29/04/2010

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Defendant : KELLIE, MosesWITNESSESPolice Witnesses : 4  
Civilian Witnesses : 0BAIL

Bail Type : Bail Refused

ANTECEDENT

The accused currently has no fixed place of abode and states he receives no unemployment benefits.

FULL FACTS

About 8.27pm on Friday the 16th of October 2009 the victim, [REDACTED] 1360 exited Fox Studios, Centennial Park after seeing a movie. The victim exited the Fox Studio Complex via Errol Flynn Boulevard and as she was walking along the footpath she noticed the accused, Moses KELLIE seated on a small brick wall. The victim described the accused as being of Black African appearance, of a thin build and approximately twenty years of age. He was approximately 170 centimetres in height and was wearing a black hooded jumper with dark coloured pants. The victim also noticed that the accused was drinking out of a bottle.

As the victim passed the accused the accused said, "Hello.", to which the victim replied, "Hello." The victim continued to walk and turned left onto Lang Road exiting the Fox Studios Complex. The victim continued to walk in a north easterly direction along Lang Road toward Moore Park Road.

The victim approached the intersection of Lang Road and Cook Street, Centennial Park when the victim felt like someone was following her. The victim turned around, however, could not see anyone. The victim continued walk rounding the corner on Lang Road. The victim continued to walk when she heard footsteps behind her. The victim turned around and noticed the accused a distance of approximately 15 metres behind her with his hood pulled down over his face. The accused was still carrying a bottle.

The victim continued to walk and became frightened and unsure what to do. The victim then heard the accused break into a run and the victim immediately moved out toward the gutter area of the footpath where there was more street light.

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**FACTS SHEET Cont'd**  
**Defendant : KELLIE, Moses**

**FULL FACTS Cont'd.**

The accused grabbed the victim with both arms and the victim immediately pulled harshly away hitting the accused's arms. As a result the victim broke free of the accused's hold and flagged down a passing taxi. Injuries sustained as a result of the 'grab' were a small cut on the top of the victim's right hand and a bruise on the left bicep area.

The victim attended Waverley Police Station a short time later to report the incident whereby a description and location of the accused was given to police.

Around 8.45pm on Friday the 16th of October 2009 police patrolled the area of Lang Road, Centennial Park. At the intersection of Lang Road and Errol Flynn Boulevard adjacent to the entrance of the Fox Studio Complex police observed the accused seated on a brick fence adjacent to the exit of the complex. The accused was drinking from a plastic bottle.

The location of the accused was the exact location described by the victim when she was initially greeted by the accused approximately fifteen minutes (15) minutes earlier prior to police observing the accused.

Police approached the accused and identified themselves as police officers. Police explained that an incident had just occurred and that the accused fitted the physical description given.

Whilst speaking with the accused police noticed a kitchen knife behind where the accused was seated. The accused was cautioned and asked questions in relation to the knife to which claimed ownership. The accused was placed under arrest whereby all legislative requirements under the Law Enforcement ( Powers & Responsibilities ) Act 2002. The accused was then submitted to a search whereby police located \$2,200 in Australian Currency in his left front jacket pocket. A further amount of \$271.25 in coin was located in a sock within the accused's backpack.

The accused was conveyed to Waverley Police Station where he was introduced to the Custody Manager who read him his rights under Part 9 of The Law Enforcement ( Powers & Responsibilities ) Act 2002.

The accused participated in an electronically recorded interview whereby he made

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**FULL FACTS Cont'd.**

admissions as to having possession of the knife for cutting bread, however, told police that removed it from his backpack when he sighted the unmarked police vehicle in case he was going to run into trouble.

When questioned in relation to the amount of currency he had in his possession the accused told police that he had withdrawn \$10,000 from his Commonwealth Bank personal bank account around October 2008 and had been living off the amount to the present being the 16th of October 2009. Subsequently, the amount of currency was seized and sealed in Security Bag No. 505730 pending further enquiries.

Police obtained the accused's Commonwealth Bank Streamline Account Number [REDACTED] [REDACTED] bank statements from the 21st of April 2006 - 26th of February 2009. The statements showed that an amount of \$10,000 had never been withdrawn and that the total amount debited from the accused's account was \$2,950.88 from the period of the 1st of July 2008 - 30th of September 2008.

Additionally, the closing bank balance of the accused's account from the 1st of October 2008 to the 31st of December 2008 was overdrawn to an amount of \$7.55.

Subsequently, given the amount of currency the accused had in his possession when searched, police allege that the currency is either stolen or unlawfully obtained.

During interview, police also questioned the accused in relation to the assault. The accused denied the allegation stating that he did not leave the area of the brick wall ledge on Errol Flynn Boulevard.

The accused was offered the opportunity to participate in a line up to which he agreed. Police made attempts to locate persons of similar appearance through Flemington and Surry Hills Local Area Commands, however, were unsuccessful due to the physical description of the accused and the time of night.

Whilst in police custody the accused consented to a forensic procedure by way of buccal swab and photographs.

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**FACTS SHEET Cont'd**  
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**FULL FACTS Cont'd.**

The accused is now charged with the matters before the court.

Facts Created by : DET PAUL JONES

Date : 17/10/2009